

IN THE UNITED STATES OF AMERICA

EASTERN DISTRICT OF VIRGINIA

Richmond Division

UNITED STATES OF AMERICA

v.

DARRYL M. WALKER, a/k/a “D-Lo,”

LAVELLE MARKEE POWELL, a/k/a
“Serious,”

TYRONE K. PEAY, a/k/a “King,”

ERIC WALKER, a/k/a “Ronde,”

ELVIN BECTON, JR., a/k/a “Meth,”

CYNDEEQA A. CARTER, a/k/a “CC,”

GLORIA POWELL MINCEY,

NANCY WALKER THOMAS, a/k/a “Neat”
and “Mom,”

THOMAS L. WALKER, a/k/a “Hank,”

LINDA C. ROBINSON, and

OTELIA SMITH.

UNDER SEAL

Criminal Action No. 3:01CR_____

Count 1

Conspiracy to Distribute Cocaine and
Crack Cocaine (21 U.S.C. § 846)

Counts 2 and 3

Maintenance of a Crack House
(21 U.S.C. § 856)

Counts 4 through 6

False Statements to a Firearms Dealer
(18 U.S.C. § 922(a)(6))

INDICTMENT

December 2001 Term - At Richmond

COUNT ONE

(Conspiracy to Distribute)

THE GRAND JURY CHARGES beginning in or about January 1998, and continuing
thereafter until the date of this Indictment, in the Eastern District of Virginia and elsewhere, and

within the jurisdiction of the Court, the defendants DARRYL M. WALKER, a/k/a “D-Lo;” LAVELLE MARKEE POWELL, a/k/a “Serious;” TYRONE PEAY, a/k/a “King;” ERIC WALKER, a/k/a “Ronde;” ELVIN BECTON, JR., a/k/a “Meth;” CYNDEEQAGH A. CARTER, a/k/a “CC;” GLORIA POWELL MINCEY, NANCY WALKER THOMAS, a/k/a “Neat” and “Mom;” THOMAS L. WALKER, a/k/a “Hank;” LINDA C. ROBINSON; and OTELIA SMITH, did unlawfully, knowingly, and intentionally combine, conspire, confederate and agree with each other and other people, both known and unknown to the Grand Jury, to commit offenses against the United States, to wit:

(a) to possess with the intent to distribute more than five (5) kilograms of cocaine, a Schedule II controlled substance, , in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(A)(ii);

(b) to distribute more than five (5) kilograms of cocaine, a Schedule II controlled substance, in violation of Title 21, United States Code Section, 841 and 841(b)(1)(A)(ii);

(c) to manufacture more than fifty (50) grams of a mixture or substance containing detectable amounts of cocaine base, commonly known as “crack,” a Schedule II controlled substance, in violation of Title 21, United States Code, Section 841 and 841(b)(1)(A)(iii); and

(d) to distribute more than fifty (50) grams of a mixture or substance containing detectable amounts of cocaine base, commonly known as “crack,” a Schedule II controlled substance, in violation of Title 21, United States Code Section, 841 and 841(b)(1)(A)(iii).

(All in violation of Title 21, United States Code, Section 846.)

COUNT TWO

(Maintenance of Place for Distributing Controlled Substances)

THE GRAND JURY FURTHER CHARGES beginning in or about January 1998 and continuing until in or about February, 2001, in the Eastern District of Virginia and within the jurisdiction of this Court, the defendant, GLORIA POWELL MINCEY, did knowingly and unlawfully maintain a place, to wit: a property and residence known as 102 Crescent Road, Emporia, Virginia, and did aid and abet in the maintenance of said residence, for the purpose of manufacturing, storing, distributing and using controlled substances, and managed and controlled a building, room, and enclosure, as an owner or lessee, and knowingly and intentionally made it available for use for the purpose of unlawfully manufacturing, storing, distributing and using controlled substances.

(In violation of Title 21, United States Code, Section 856, and Title 18, United States Code, Section 2.)

COUNT THREE

(Maintenance of Place for Distributing Controlled Substances)

THE GRAND JURY FURTHER CHARGES that beginning in or about January 1998 and continuing until in or about May, 2001, in the Eastern District of Virginia and within the jurisdiction of this Court, the defendant, NANCY WALKER THOMAS, did knowingly and unlawfully maintain a place, to wit: the property and residence known as 1501 Reese Street, Emporia, Virginia, and did aid and abet in the maintenance of said residence, for the purpose of manufacturing, storing, distributing and using controlled substances, and managed and controlled a building, room, and enclosure, as an owner or lessee, and knowingly and intentionally made it

available for use for the purpose of unlawfully manufacturing, storing, distributing and using controlled substances.

(In violation of Title 21, United States Code, Section 856, and Title 18, United States Code, Section 2.)

FORFEITURE BASED UPON COUNTS ONE THROUGH THREE

As a result of any of the foregoing offenses, the defendants shall forfeit to the United States of America any and all property constituting or derived from any proceeds obtained, directly or indirectly, as the result of said violation; and any and all of said property used or intended to be used, in any manner or part, to commit or to facilitate the commission of the aforesaid violation, including but not limited to the following:

- A. the sum of \$54,900.00 representing the proceeds of drug trafficking;
- B. a property and residence known as 1501 Reese Street located in Emporia, Virginia; and
- C. the property and residence known as 102 Crescent Road located in Emporia, Virginia.

(In accordance with 21 U.S.C. § 853.)

COUNT FOUR

(False Statements in the Acquisition of a Firearm)

THE GRAND FURTHER CHARGES that on or about March 22, 1999, in the Eastern District of Virginia and within the jurisdiction of this Court, OTELIA SMITH did knowingly make false and fictitious written statements to a federally licensed firearms dealer, in the acquisition of a Hi-Point pistol, Model JS45, serial number 315243, which statements were intended and likely to deceive the firearms dealer with respect to facts material to the lawfulness

of the sale of the firearms, to wit: SMITH stated that she was the actual buyer of said firearm when, in fact, she was purchasing the firearm for someone else.

(In violation of Title 18, United States Code § 922(a)(6).)

COUNT FIVE

(False Statements in the Acquisition of a Firearm)

THE GRAND FURTHER CHARGES on or about May 17, 1999, in the Eastern District of Virginia and within the jurisdiction of this Court, OTELIA SMITH did knowingly make false and fictitious written statements to a federally licensed firearms dealer, in the acquisition of a Lorcin pistol, Model L-380, serial number 538270, which statements were intended and likely to deceive the firearms dealer with respect to facts material to the lawfulness of the sale of the firearms, to wit: SMITH stated that she was the actual buyer of said firearm when, in fact, she was purchasing the firearm for someone else.

(In violation of Title 18, United States Code § 922(a)(6).)

COUNT SIX

(False Statements in the Acquisition of a Firearm)

THE GRAND JURY FURTHER CHARGES THAT on or about May 17, 1999, in the Eastern District of Virginia and within the jurisdiction of this Court, LINDA C. ROBINSON did knowingly make false and fictitious written statements to a federally licensed firearms dealer, in the acquisition of a Lorcin pistol, Model L-380, serial number 527782, which statements were intended and likely to deceive the firearms dealer with respect to facts material to the lawfulness of the sale of the firearms, to wit: ROBINSON stated that she was the actual buyer of said

firearm when, in fact, she was purchasing the firearm for someone else.

(In violation of Title 18, United States Code § 922(a)(6).)

A TRUE BILL

FOR PERSON

PAUL J. McNULTY
UNITED STATES ATTORNEY

By: _____
Laura C. Marshall
Assistant United States Attorney